

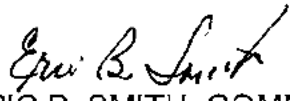
COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT

"A Tradition of Service"

OFFICE CORRESPONDENCE

DATE: June 8, 2010

FILE NO. IV2255927,FO2253461


FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU
SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS AND RECOMMENDATIONS
USE OF FORCE

The purpose of this memo is to notify you of the Review Committee's findings and recommendations concerning the use of force incident which occurred on October 18, 2009.

The Committee met on April 29, 2010, and consisted of me, Commander Stephen B. Johnson, Custody Operations Division, and Commander Michael J. Rothans, Field Operations Region III.

The Committee deemed:

- as **Unfounded** the allegation that Deputy Deputy Matthew Kerfoot # [REDACTED] violated the Department's Manual of Policy and Procedure Section, 3-01/050.10, Performance to Standards; and/or 3-01/030.10, Obedience to Laws, Regulations, and Orders.
- as **Unfounded** the allegation that Deputy Scott Erskin # [REDACTED] violated the Department's Manual of Policy and Procedure Section, 3-01/050.10, Performance to Standards; and/or 3-01/030.10, Obedience to Laws, Regulations, and Orders.
- as **Unfounded** the allegation that Deputy Deputy Kasey Owens # [REDACTED] violated the Department's Manual of Policy and Procedure Section, 3-01/050.10, Performance to Standards; and/or 3-01/030.10, Obedience to Laws, Regulations, and Orders.
- as **Unfounded** the allegation that Deputy [REDACTED] # [REDACTED] violated the Department's Manual of Policy and Procedure Section, 3-01/050.10, Performance to Standards; and/or 3-01/030.10, Obedience to Laws, Regulations, and Orders.

- as **Unfounded** the allegation that Deputy Henry Ruiz # [REDACTED] violated the Department's Manual of Policy and Procedure Section, 3-01/050.10, Performance to Standards; and/or 3-01/030.10, Obedience to Laws, Regulations, and Orders.

The Committee recommended that Deputies Matthew Kerfoot # [REDACTED]
Scott Erskin # [REDACTED] Kasey Owens # [REDACTED] # [REDACTED]
and

Deputy Henry Ruiz # [REDACTED] receive **no discipline**.

KM:RSP/rsp

Table of Contents

INVESTIGATOR'S LOG

POTENTIAL POLICY VIOLATIONS

PERSONNEL INVESTIGATION REPORT

SUPERVISOR'S REPORT ON USE OF FORCE

INVESTIGATIVE SUMMARY

TRANSCRIBED INTERVIEWS

- IAB Interview with Deputy Matthew Kerfoot
- IAB Interview with Deputy Scott Erskin
- IAB Interview with Deputy Kasey Owens
- IAB Interview with Deputy [REDACTED]
- IAB Interview with Deputy Henry Ruiz
- IAB Interview #1 with Deputy [REDACTED]
- IAB Interview #2 with Deputy [REDACTED]
- IAB Interview with Deputy Christopher Cenderelli
- IAB Interview with Deputy Dustin Schnakenberg
- IAB Interview with Nurse Akelat Gezahegne
- IAB Interview with Nurse Nuala Haggerty
- MCJ Interview with Inmate [REDACTED]
- MCJ Interview with Inmate [REDACTED]
- MCJ Interview with Inmate [REDACTED]
- MCJ Interview with Suspect Eric White
- IAB Interview #1 with Suspect Eric White
- IAB Interview #2 with Suspect Eric White
- IAB Interview #3 with Suspect Eric White

EXHIBITS

- A - Los Angeles County Sheriff's Incident Report under file #009-00618-5100-14510313-1627-013, authored by Deputy Matthew Kerfoot
- B - Diagram depicting force scene by Deputy Matthew Kerfoot
- C - Supplemental Report authored by Deputy Scott Erskin
- D - Supplemental Report authored by Deputy Kasey Owens
- E - Supplemental Report authored by Deputy [REDACTED]
- F - Supplemental Report authored by Deputy Henry Ruiz
- G - DVD containing Taser video and Taser Summary Report
- H - Training Records for Deputy Henry Ruiz
- I - Supplemental Report authored by Detective Armando Castillo
- J - District Attorney Charge Evaluation Worksheet, and City Attorney's case "reject."
- K - Inmate Injury Report for Suspect White

Table of Contents- Cont'd

- L** - (9) Photographs of Suspect White's injuries
- M** - Inmate Search Results (for complaints)
- N** - (6) Copies of Inmate Complaint Forms by Suspect White
- O** - Inmate Discipline Report and (2) photographs of Suspect White taken a few months after the fight with deputies
- P** - (4) Photographs of MCJ's Medical Clinic bed area and temperature probe machine
- Q** - ACLU Declaration
- R** - Referred Inmate Complaint Form and Incident disposition
- S** - Inmate Total Movement History for Suspect White
- T** - EM Shift In-service dated Friday, May 15, 2009
- U** - PM Shift In-service dated Saturday, May 16, 2009
- V** - EM Shift In-service dated Sunday, August 9, 2009
- W** - EM Shift In-services dated Sunday, August 23, 2009 and Monday, August 24, 2009
- X** - Day Shift In-service dated Sunday, September 6, 2009
- Y** - PM Shift In-service dated Sunday, September 6, 2009
- Z** - DVD and Mini DV containing MCJ's interviews of Suspect White and the inmate witnesses

MISCELLANEOUS DOCUMENTS

- CD containing May 14, 2009, audio from "800" Complaint Line from Suspect White's [REDACTED]
- Medical Records Authorization Form
- Mail receipt(s) of Medical Authorization Form
- Copy Of CCHRs & CII reports for Suspect White
- Day Shift In-service dated May 13, 2009
- Signed Admonition Forms for Deputies;
Kerfoot, Erskin, Owens [REDACTED] Ruiz, [REDACTED] (2), Cenderelli, and Schnakenberg
- Signed Admonition Forms for Nurses;
Gezahegne and Haggerty
- Request for IAB Investigation Memo from Captain Daniel S. Cruz to Captain Karyn Mannis dated 12/01/09
- (2) Receipts for Requests of Investigative Material.